IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

Bail Appl..No. 3132 of 2007()

CRIME NO.201/2007 OF SHORNUR POLICE STATION

: APPLICANTS/ACCUSED NOS.3,4 AND 5

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1. MUHAMMADALI, S/O.YOOSUF, AGED 27 YEARS,
NJAZHUKIL VEEDU, KURUVATTUR, OTTAPALAM TALUK.

2. SAINUDEEN, S/O.YOOSUF, AGED 23 YEARS,
NJAZHUKIL VEEDU, KURUVATTUR.

3. MOIDEEN, S/O.KUNJAYAMU, AGED 60 YEARS,
NJAZHUKIL VEEDU, MUNDAKKOTTUKURUSSI.

BY ADV. SRI.P.VIJAYA BHANU
SRI.PRASUN.S

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING C.I. OF POLICE, OTTAPALAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/06/2007, ALONG WITH B.A.3139/2007 AND 3254/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application Nos. 3132/07, 3139/07 & 3254/07

Dated this 1st day of June, 2007

O R D E R

These are the applications for regular bail for accused Nos. 1 to 7 in Crime No.201/2007 of Shornur Police Station for offences punishable under Sections 143, 147, 148, 450, 302, 324 and 427 IPC read with Section 149 IPC.

2. The learned Public Prosecutor opposed the applications.

3. The case of the prosecution is that the accused persons armed with sticks etc., broke opened into the house of the defacto complainant and attacked the family members. 45 year old brother-in-law of the defacto complainant was beaten to death. He had thirty injuries. Five others including the defacto complainant also sustained injuries. Accused Nos. 1 and 2 were arrested on 10.5.2007, accused Nos.3, 4 and 5 were arrested on 11.5.2007 and accused Nos. 6 and 7 were arrested on 18.5.2007.

4. Having regard to the nature of the offences, the duration of judicial custody of the petitioners, the present

stage of investigation of the case and the other circumstances of the case, if the petitioners are released on bail, they will definitely influence and intimidate the prosecution witnesses. There is also the likelihood of the petitioners making themselves scarce and fleeing from justice. I am, therefore, not inclined to grant bail to the petitioners at this stage.

These applications are accordingly dismissed.

V.RAMKUMAR,
JUDGE

mrcs